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9 UNITED STATES DISTRICT COURT
10 WESTERN DISTRICT OF WASHINGTON
AT TACOMA

11 L. RICHARD GRUBIC,

12 Plaintiff,

13 v.

14 MICHAEL J. ASTRUE,
15 Commissioner of Social Security,

16 Defendant.

Civil No. 3:09-CV-5432-BHS-KLS

ORDER OF REMAND

17 Based on the stipulation of the parties, it is ORDERED that the Commissioner's decision
18 in regard to Plaintiff's applications for disability benefits under Title II of the Social Security Act
19 be REVERSED and REMANDED to the Commissioner of Social Security for a *de novo* hearing
20 and new decision pursuant to sentence four of 42 U.S.C. § 405(g). On remand, the ALJ will re-
21 evaluate Plaintiff's ability to do past relevant work on or prior to December 31, 2004, and the
22 ALJ and Plaintiff shall have the opportunity to raise and pursue additional issues, including any
23 discussed in Plaintiff's brief. If it is found that Plaintiff could not perform any of his past work
during the relevant period, a finding will be made as to whether there were significant other jobs

1 in the national economy which he could have performed. As necessary, evidence will be
2 obtained from a vocational expert to assist in making these findings.

3 DATED this 5th day of January, 2010.

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7 BENJAMIN H. SETTLE
8 United States District Judge
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10 Recommended for Entry:

11 s/Karen L. Strombom
12 UNITED STATES MAGISTRATE JUDGE

13 Presented By:

14 s/ Stephanie R. Martz
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